

These minutes have been approved by the Board 8.01.2022

MINUTES OF THE VIRTUAL CONFERENCING MEETING

Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art
July 11, 2022

1. ROLL CALL

The conference call meeting of the Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art was called to order by the Secretary, Pam Rowland, at 10:35 a.m., at the Nebraska State Office Building, 301 Centennial Mall South, Lower Level Room B, Lincoln, Nebraska. In accordance with § 84-1411 of the Nebraska Open Meetings Act, copies of the agenda were 1) mailed to the Board members and other interested parties, and 2) posted on the DHHS web site at <https://dhhs.ne.gov/licensure/Pages/Agendas-and-Minutes.aspx> and on the bulletin board in the Licensure Unit Lobby and posted 06.29.2022

Members Present on call (9):

The following members answered roll call:

Bridget Anderson, Chair (in room)
Ruth Lucas, Member
Marie Nordboe, Member
Leslie Reed, Member
Harold "Buddy" Sims, Member
Pamela Rowland, Vice-Chair
Shannon Bingham, Member
Brandy Phillips, Member (in room)
Kyoung Bonn, Member (in room)

Members Absent (3):

Vicki Criswell, Member
Matt Bavougian, Member
Jacqueline Hornig, Secretary

Others Present (all in room):

Kris Chiles, Program Manager, Licensure Unit
Milissa Johnson-Wiles, Assistant Attorney General
TJ O'Neill – Assistant Attorney General
Joanna Uden, DHHS Attorney

A quorum was present and the meeting convened.

2. Introduction of New member (Kyoung Bonn)

Members and attendees introduced themselves; Rowland and Anderson volunteered to mentor Ms. Bonn.

10:44 am Harrison entered room

3. ADOPTION OF AGENDA

MOTION: Rowland moved, seconded Nordboe, to adopt the agenda. A voice vote was taken. Voting aye: Anderson, Bingham, Bonn, Lucas, Nordboe, Phillips, Reed, Rowland, Sims (9). Voting nay: None (0). Absent: Hornig, Criswell, Bavougian (3). Vacant positions (1). Motion carried.

4. APPROVAL OF MINUTES:

MOTION: Nordboe moved, seconded Rowland, to adopt the agenda. A voice vote was taken. Voting aye: Anderson, Lucas, Nordboe, Reed, Rowland, Sims (6). Voting nay: None (0). Absent: Hornig, Criswell, Bavougian (3). Abstain: Bonn, Bingham, Phillips (3). Vacant positions (1). Motion carried.

5. Updates/Follow-up

- a) **NIC Annual Conference Attendance/Agenda** – Nordboe reported the NIC conference will be in person in San Antonio, TX September 30 through October 3.

MOTION: Reed moved, seconded Phillips, to approve Rowland, Nordboe and one additional member to attend the conference and approve funding attendance and travel. A voice vote was taken. Voting aye: Anderson, Bingham, Bonn, Lucas, Nordboe, Phillips, Reed, Rowland, Sims (9). Voting nay: None (0). Absent: Hornig, Criswell, Bavougian (3). Vacant positions (1). Motion carried.

- b) **Reports:** Disciplinary and Non-Disciplinary Actions, Licensure Statistics, Examination Pass/Fail Report, and Administrative Penalty Fees Assessed.

Statistics will continue to be attached to the agenda's. Concern was voiced relating to the pass/fail rates.

10:44 a.m. Carla Cue, Dennis Scott and Mark Meyerson, investigators entered room

The Jurisprudence examination work session was deferred to a future meeting, due to not all board members being present at the meeting.

6. INVESTIGATIONAL & CONFIDENTIAL INFORMATION/REPORTS – CLOSED SESSION

MOTION: Reed moved, seconded by Bingham, to enter into closed session at 11:13 a.m. for the purpose of hearing discussions of an investigative/confidential nature and for the prevention of needless injury to the reputation of the individuals. Anderson repeated the motion and purpose. A voice vote was taken. Voting aye: Anderson, Bingham, Bonn, Lucas, Nordboe, Phillips, Reed, Rowland, Sims (9). Voting nay: None (0). Absent: Hornig, Criswell, Bavougian (3). Vacant positions (1). Motion carried.

11:25 am Bingham exited call
11:33 am Cue exited room
11:35 am Bingham entered call
11:38 am Bingham exited call
11:41 am Harrison exited room
11:49 am Bingham entered call
12:41 pm Phillips exited room
12:45 pm Phillips entered room
12:58 pm Lucas exited call
12:58 pm Board went on Break

1:07 pm Board returned from break

6. APPLICATION REVIEW, RECOMMENDATIONS AND REPORT OUT – OPEN SESSION

1:07 p.m. Verbal agreement from all board members to enter into open session.

Howard Smith - Tattoo Artist

MOTION: Nordboe moved, seconded by Bingham, to recommend approving issuance of the license with a 1-year probation to include the following terms and conditions: No solo practice, no money handling, Quarterly employer reports, and the Standard Terms and Conditions of probation. Basis: Conviction history. A voice vote was taken. Voting aye: Anderson, Bingham, Bonn, Nordboe, Phillips, Reed, Rowland, Sims (8). Voting nay: None (0). Absent: Hornig, Lucas, Criswell, Bavougian (4). Vacant positions (1). Motion carried.

Krista Lewis - Reinstatement-Cosmetology

MOTION: Nordboe moved, seconded by Bingham, to recommend approving the reinstatement with a 2-year probation with the following terms and conditions: Jurisprudence examination within 6 months, no solo practice, no money handling for the first 12 months of probation, Quarterly employer reports, and the Standard Terms and Conditions of probation. Basis: Conviction history and failure to report on application. A voice vote was taken. Voting aye: Anderson, Bingham, Bonn, Nordboe, Phillips, Reed, Rowland, Sims (8). Voting nay: None (0). Absent: Lucas, Hornig, Criswell, Bavougian (4). Vacant positions (1). Motion carried.

Nicholas Yager – Reinstatement -Tattoo Artist

MOTION: Nordboe moved, seconded by Anderson, to defer and request additional information. A voice vote was taken. Voting aye: Anderson, Bingham, Bonn, Nordboe, Phillips, Reed, Rowland, Sims (8). Voting nay: None (0). Absent: Lucas, Hornig, Criswell, Bavougian (4). Vacant positions (1). Motion carried.

Danny Rodela – Cosmetologist

MOTION: Rowland moved, seconded by Nordboe, to recommend approving issuance of the license with a 6 month probation, with the following terms and conditions: Successfully complete the jurisprudence examination within 90 days and the Standard Terms and Conditions of probation. Basis: Failure to report convictions. A voice vote was taken. Voting aye: Anderson, Bingham, Bonn, Nordboe, Phillips, Reed, Rowland, Sims (8). Voting nay: None (0). Absent: Lucas, Hornig, Criswell, Bavougian (4). Vacant positions (1). Motion carried.

Justin Alexander – Tattoo Artist

MOTION: Nordboe moved, seconded by Anderson, to defer and request additional information. A voice vote was taken. Voting aye: Anderson, Bingham, Bonn, Nordboe, Phillips, Reed, Rowland, Sims (8). Voting nay: None (0). Absent: Lucas, Hornig, Criswell, Bavougian (4). Vacant positions (1). Motion carried.

9. ADJOURNMENT

Anderson announced the next meeting is scheduled for August 1, 2022, the examination work groups will report at that time, and declared the meeting adjourned at 1:30 p.m.

Submitted,

Jackie Hornig, Secretary
Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art

Summarized by the Licensure Unit